

SEP-23-2004 THU 08:35 AM

FAX NO.

P. 09

SEP 23 2004

**Terminal Disclaimer To Obviate A Double  
Patenting Rejection Over A Prior Patent**

Docket No.  
PU2162

In Re Application Of: **DEWANJEE**

Serial No.  
10/604,312

Filing Date  
7/10/04

Examiner  
S. PASSANITI

Group Art Unit  
3711

Invention:

**A PUTTER-TYPE GOLF CLUB HEAD**

Owner of Record: **CALLAWAY GOLF COMPANY**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

The above-identified owner of record of a 100 percent interest in the instant application hereby disclaims except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,238,302. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors and/or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 or the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney of record.

  
Signature

Dated: September 23, 2004

**MICHAEL A. CATANIA, REG. NO. 36474**

*Typed or Printed Name*

☒ Terminal disclaimer fee under 37 C.F.R. 1.20(d) included.

☐ PTO suggested wording for terminal disclaimer was unchanged.

☐ Certification under 37 C.F.R. 3.73(b) is required if terminal disclaimer is signed by the assignee.

10/14/2004 ARIVERS1 00000023 520 33 10634312

**FEE TRANSMITTAL**

Electronic Version v08

Stylesheet Version v08.0

<b>Title of Invention</b>	[A PUTTER-TYPE GOLF CLUB HEAD WITH AN INSERT (Corporate Docket Number PU2162)]				
Application Number :					
Date :					
First Named Applicant:		Pijush K. Dewanjee			
Attorney Docket Number:		PU2162			
<b>TOTAL FEE AUTHORIZED \$ 790</b>					
Patent fees are subject to annual revisions on or about October 1st of each year.					
Filing as large entity					
<b>BASIC FILING FEE</b>					
Fee Description		Fee Code	Amount \$	Fee Paid \$	
Utility Filing Fee		1001	750	750	
				Subtotal For Basic Filing Fees: \$ 750	
<b>EXTRA CLAIM FEES</b>					
Fee Description		Extra Claim	Fee Code	Amount \$	Fee Paid \$
Total Claims : 19		0	1202	18	0
Independent Claims : 2		0	1201	84	0
				Subtotal For Extra Claims Fees: \$ 0	
<b>ASSIGNMENT FEES</b>					
Fee Description		Property Number	Quantity	Fee Code	Amount \$
Recording Each Patent Assignment Per Property Fee		00000000	1	8021	40
				Subtotal For Additional Fees: \$40	
<b>AUTHORIZED BILLING INFORMATION</b>					
The commissioner is hereby authorized to charge indicated fees and credit any overpayments to:					
Deposit account number:		500303			
Access Code		****			
Deposit name:		Callaway Golf Company			
Deposit authorized name:		Michael A. Catania			
Signature:		/Michael A. Catania/			

Date (YYYYMMDD):

2003-07-10

Charge Assignment Fees Required Under 37 C.F.R. Section 1.21 (h).

Charge Any Additional Fee Required Under 37 C.F.R. Sections 1.16 and 1.17.